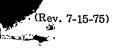
### FBI File: Greensboro Massacre (Nov 3, 1979)

## **Obtained (via FOIA) and posted by AltGov2**

www.altgov2.org



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## FEDERAL BUREAU OF INVESTIGATION

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Video-Photographs (227 photos) (plus negatives)

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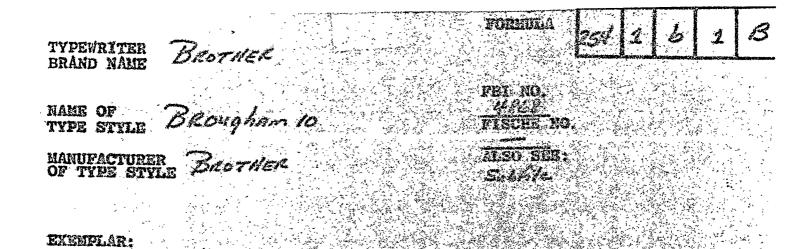
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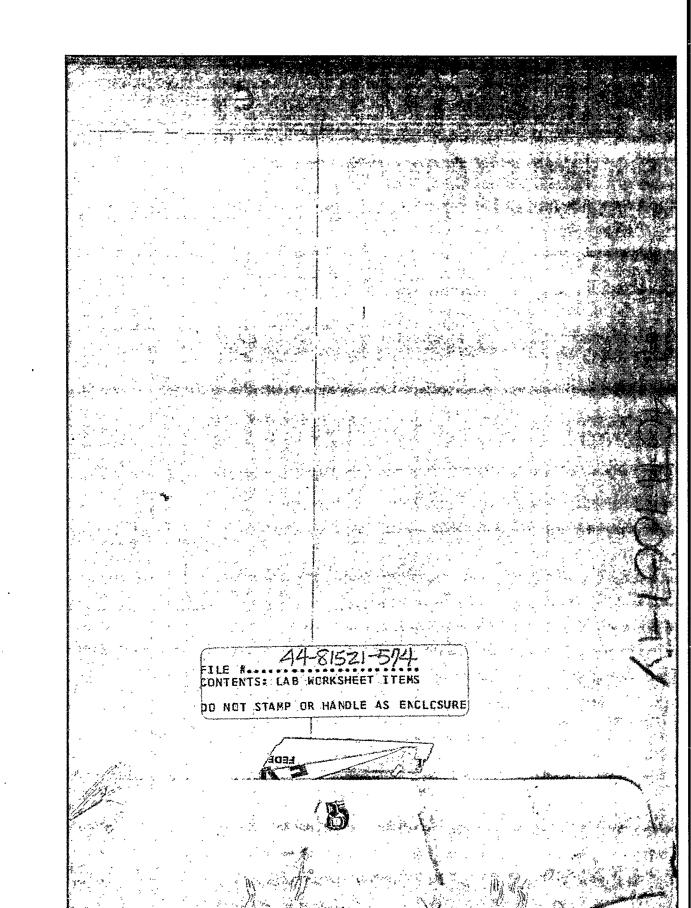
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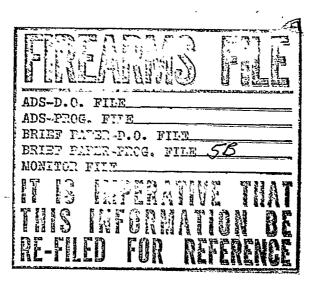


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#### BRIEFING PAPER

This report is to synopsize the investigation and point out ATF involvement with regard to events prior to the confrontation and shooting in Greensboro, North Carolina on November 3, 1979.

This investigation was initiated on October 2, 1978, when ATF received information that an active member of the Ku Klux Klan in Winston-Salem, North Carolina, had an automatic rifle in his possession. It was known at that time that the member was considered a dangerous person by the local police department as a threat to public safety, who had freely shown his automatic rifle at the Klan rallies throughout the South.

ATF does not initiate or conduct investigations on groups or organizations in and of themselves. Individuals are investigated because of specific allegations about them or their propensity to violate laws that are enforced by the Bureau.

On February 10, 1979, the Klan displayed an exhibit in the Forsyth County Library, Winston-Salem, North Carolina. Anti demonstrations by the Jewish Defense League (JDL) erupted into violence between the groups. The activity was closely monitored by the Winston-Salem police during the melee, although no arrests were made.

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In June 1979, the Winston-Salem police reported that a group called the "White Power Club," a spinoff of the National Socialist Party of America (NSPA), had about 25 members, most of whom carried firearms at their meetings. They were reportedly displaying Nazi flags and armbands.

An ATF undercover operation was initiated on June 8, 1979. Contact between the Charlotte and Cleveland District Office Special Agents in Charge (SAC) coordinated efforts to establish an undercover special agent who would make contact with the NSPA. Information had been received which indicated that several members of the NSPA from North Carolina would be in attendance at a public meeting of NSPA in Parma, Ohio.

On June 23, 1979, ATF special agents met with the Parma, Ohio Police Department to discuss a forthcoming scheduled public demonstration by the NSPA. ATF advised that NSPA storm troopers from Winston-Salem would be present at the meeting and that they were advocates of violence. The Parma Police Department disclosed information that 100 JDL members were to be present to disrupt the meeting.

On June 24, 1979, at approximately 2:15 p.m. the public meeting took place at a wooded area in the vicinity of Parma, Ohio. At that time the undercover special agent.

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made contact with the NSPA. The rally was subsequently disrupted by fights between the NSPA and JDL members. At approximately 3:45 p.m. the Nazi members regrouped at the Howard Johnson Motel, Independence, Ohio, and were again attacked by the JDL. The undercover agent was instrumental in effecting the escape of the Nazis, thereby gaining their confidence.

On July 29, 1979, the undercover special agent met with a NSPA member who stated that he had as much fire power as would be needed for white supremacy. He said he would be willing to go to jail or die for the cause. He solicited the undercover special agent to join the party. Bombings and burnings of local bi-racial clubs were discussed.

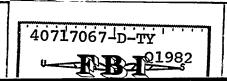
During the interim of September 12-22, 1979, the undercover special agent had repeated contact and conversations with NSPA members in Winston-Salem. On Saturday, September 22, 1979, another rally was held in Raleigh, North Carolina. The undercover special agent was in attendance along with various other NSPA and Klan factions. At this meeting the undercover agent learned that their source of firearms and conversion kits was in Winston-Salem. Headquarters authority was granted to conduct an investigation of this source on November 1, 1979.

During the interim of October 27-31, 1979, the undercover special agent had repeated contact and conversations with the NSPA in Winston-Salem. A member of the NSPA stated that he wanted the undercover special agent to train all storm troopers on the use of explosives and the construction of bombs, and indicated that he would provide real explosives (dynamite and caps).

On November 1, 1979, at approximately 7:00 p.m., the undercover special agent attended a meeting of various Nazi and Klan members. Television station WXII, Winston-Salem, filmed interviews of NSPA officers.

During the meeting, plans were discussed to attend a communist demonstration by the Workers Viewpoint Organization in Greensboro, North Carolina, on Saturday, November 3, 1979. The NSPA and KKK members were to meet in Greensboro at 10:00 a.m., to disrupt the communists who had made threats against the NSPA and the KKK. The undercover special agent did not arrive at the Winston-Salem meeting place until after the group had departed for Greensboro. He did not attend the rally. It was at the demonstration that violence erupted, resulting in the death of five (5) members of the Communist Workers Party.

The Special Agent in Charge, Firearms Branch, began to monitor



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the investigation at a point just prior to the undercover special agent's infiltration into the Parma, Ohio NSPA meeting in June 1979. Permission for the undercover special agent's attendance at KKK and NSPA rallies and meetings was granted by the Assistant Director, Criminal Enforcement (ADCE) on a case by case basis after conferences with the Firearms and Charlotte SAC's.

ATF has specific prohibitions against undercover special agents committing violations of the law which are illegal from the very nature of the transaction (malum in se). Undercover operations are closely monitored, and prior authorization must be obtained by the agent to act in a manner which could be in violation of the law. In order for the agent to be effective in his undercover role, he did act out a part, and participate in conversations relative to violations of law (malum prohibitum), however he did not actively participate in the illegal acts themselves.

The Federal Bureau of Investigation (FBI) was kept apprised of the significant investigation developments as the  $y_i$ occurred.

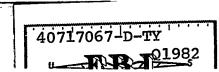
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Subsequent to the shooting on November 3, 1979, ATF participated in the investigation to assist the Greensboro Police Department by continued contact of the undercover special agent with the perpetrators in order to identify and locate individuals who had escaped, and conduct traces on the firearms located at the scene.

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The Director

Legal Counsel

JAMES WALLER, et al. v. et al. (U.S.D.C., M.D.N.C.) CIVIL ACTION NO. 80-605-G

<u>PURPOSE</u>: To provide you with the background of the release of certain FBI documents in response to a subpoena in the captioned litigation, and the subsequent objection by the Civil Rights Division.

RECOMMENDATION: None, for information only.

DETAILS: The captioned suit, which was filed in 1980, arises out of the violent attack by members of the Ku Klux Klan and American Nazi Party against participants in an anti-Klan rally in Greensboro, N.C. on 11/3/79. The complaint charges that various local, state and Federal officials, informants and alleged members of the Klan and the Nazi Party conspired in the attack and in an ensuing cover-up of the alleged official involvement in the attack. At present, thirty-four individuals remain as defendants in the case, including one supervisory Special Agent and two SACs. As we previously advised, you were dismissed from the suit on 6/13/84.

Several Klan and Nazi Party members were the subjects of a lengthy Federal civil rights prosecution which resulted in acquittals on 4/15/84. On 4/17/84 U.S.D.J. ROBERT R. MERHIGE, JR., E.D. Va., sitting by designation, lifted a stay of discovery in

Enclosures (2) - Mr. Revell (Encs. 4)Attn: Mr. Attn: Mr. -51 (Encs. 2) 233 1 - Mr. 1 - Mr. 1 - Mr. Moyninan (Encs. 2) 1 - CLU ITAK:rds/kld (7)

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(CONTINUED - OVER)

Memo from Legal Counsel to The Director Re: James Waller, et al.

the civil suit which had been continued throughout the period of the criminal prosecution. In addition, he initiated extremely stringent controls over the discovery process designed to bring the case to trial by 10/8/84.

Although plaintiffs had submitted document requests, the dismissal of all Federal agencies and Federal officials in their official capacities by Judge MERHIGE on 4/17/84 forced the plaintiffs to seek FBI documents by subpoena rather than under the provisions of Rules 26 and 34 Fed. R. Civ. P. On 6/25/84, I accepted service as the designee of the Director of a subpoena duces tecum served by plaintiffs requiring the production of a wide range of FBI documents. A copy of that subpoena is attached.

Since that time, the Civil Division, with our assistance, has undertaken to satisfy the plaintiffs' need for relevant FBI documents and to limit their access to privileged or irrelevant materials. The Court has reviewed the parties respective positions and has ruled explicitly on many of the categories of documents sought. The Court has, however, imposed extremely stringent discovery and production deadlines upon us.

It has been the position of the Civil Division that the principal source of information relevant to plaintiffs' remaining allegations should be the Charlotte Field Office file relating to the civil rights investigation which followed the events of 11/3/79 and resulted in the recent criminal trial. Although the Court has indicated that a much larger body of documents must be produced, it agreed that this file, the "Greenkil" file, must be produced.

Attached is a copy of a memorandum from Assistant Attorney General WILLIAM BRADFORD REYNOLDS, Civil Rights Division, to the Associate Attorney General dated 8/20/84 in which it is related that, during the course of the discovery in this case, and without notice to the Civil Rights Division, attorneys in the Civil Division provided plaintiffs with portions of the Greenkil file that should have been objected to and withheld. Among the documents released were some materials subject to the grand jury secrecy provisions of Rule 6(e) Fed. R. Crim. P., one document identifying an individual who had provided information in confidence to the FBI (but who was not an FBI informant) and information referring to, describing or reporting the results of collateral and related investigations which was maintained in the Greenkil file and which the Civil Rights Division asserts are pending investigations.

- 2 -

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Memo from Legal Counsel to The Director Re: James Waller, et al.

The document production proceded in this case under the most stringent of deadlines imposed by the Court and under the direct guidance of the Civil Division attorney assigned to defend our agents. During the period of 6/15/84 to 7/10/84, the date on which we were advised that the complained of materials had been released, more than 10,000 pages of FBI documents were reviewed, redacted and released. The Civil Division attorney, who was generally familiar with the contents of this file, advised that, with the exception of clearly established privileges, the material in the file was relevant to the allegations in the complaint and responsive to the subpoena and subsequent Court orders. Members of the Civil Rights Division asserted at a meeting regarding this matter on 8/7/84 that they had advised the Civil Division attorney before the release that certain information in the file was the subject of ongoing investigative and prosecutive efforts and should be withheld from production. The Civil Division attorney denies that he was so advised and never advised the FBI of this fact.

The release of the material subject to 6(e) protection and the identity of the individual who provided information to us in confidence, both of which are privileged, should have been prevented by the review process, just as we prevented the release of thousands of other such pieces of information. The press of time and the volume of material being reviewed occasionally results in such inadvertent disclosures, but they are the result of human error. We have advised the individual whose identity was inadvertently released that his identity was released in the discovery. He responded that he no longer has any dealings with the individuals about whom he furnished the information and that he is not concerned about the disclosure of his identity.

The release of information pertaining to the other investigations which was contained in the Greenkil file apparently occurred because it was not clear from the files being reviewed that they were pending matters and because of the guidance provided by the Civil Division attorney. It is our practice to consult with the operational FBIHQ division prior to producing information relating to any ongoing investigation. That procedure did not appear necessary in this case because prosecution had been completed in the civil rights investigation (Greenkil) and because it did not appear that any of the materials in the file related to currently pending investigations.

(CONTINUED - OVER)

Memo from Legal Counsel to The Director Re: James Waller, et al.

Recently, Mr. REVELL proposed that LCD and CID review the procedures in effect to insure that ongoing investigations are protected from disclosure in civil discovery. Prior to that proposal and prior to the issue in this case, I had ordered a review of our procedures to improve our awareness and control over document releases. Because of the difficulties presented by the filing practice of intermingling references to and results of investigations which are related to one another, the full implications of single documents may not be apparent on their faces. That work is being expedited.

In addition, I have discussed with officials of the Civil Rights Division the need for constant and complete communication between us regarding such cases and have asked that they review all other materials being prepared for production to plaintiffs in this case prior to release. They have agreed to do so and have in fact already reviewed some of the documents presently awaiting production.

No additional FBI action is necessary in regard to the Department, and the discovery in the suit is continuing with Judge MERHIGE personally reviewing records in camera.

## AUG 2 0 1934

#### MEMORANDUM FOR THE ASSOCIATE ATTORNEY GENERAL

#### Re: Greensboro, N.C., Klan-Nazi Shootings Information Memorandum

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This Division recently completed an unsuccessful federal criminal civil rights prosecution of nine Ku Klux Klansmen and Nazis for the shootings of anti-Klan demonstrators in Greensboro, N.C., on November 3, 1979. Following the jury's acquittal of the defendants in that criminal prosecution, discovery resumed in a federal civil suit concerning the same matter filed by some of the anti-Klan demonstrators and their survivors, including members of the Communist Worker's Party (CWP). <u>Inter alia</u>, that lawsuit alleged state and federal complicity in the Klan-Nazi shootings, as well as an alleged effort to cover up. Some of the federal. defendants, including the Attorney General and the Director of the FBI, were dismissed by order of the district court for the Middle District of North Carolina, but other individual FBI and ATF agents remain as defendants and are being defended by attorneys from the Civil Division.

Recently, the plaintiffs served a subpoena requesting production of the FBI files related to the Greensboro investigation. In response, and without notice to this Division, the Civil Division attorneys provided the plaintiffs with much of the voluminous FBI file, inadvertently including some grand jury or otherwise privileged and confidential materials some of which were arguably irrelevant to the federal civil suit. The materials provided the plaintiffs included information identifying a confidential informant as well as information on two unrelated and still-open criminal investigations. One of those open criminal investigations involved an unauthorized entry into the grand jury by one of the plaintiffs in the civil suit and his attorney. Some of the FBI documents furnished to the plaintiffs about this incident reflect FBI efforts to identify persons within both the Civil Rights Division and ATF who may have leaked a sensitive ATF report on the shooting investigation to the plaintiffs. The FBI documents also set forth leads and listed possible suspects. The other open criminal investigation disclosed to the plaintiffs

through discovery of the PNT files concerned as alleyed likewol mearch by pulse efficers of the regionece of a socialist vortors' Party poster in Winston-Salam, W.C.

We are considering, in consultation with the Civil Division and the D.M. Alterney, an application to the D.N. Mistrict Court handling the civil suit for an order prohibiting the plaintlifs from disclosing the privileged materials contained in the FBI files furnished them. However, our previous experience with these plaintlifs indicates that they may disclose some of these startais to the profess even if we second in outsining a materials to the profess even if we second in outsining a materials to the profes even if we second in outsining a materials to the profess even if we second in outsining a materials to the profes even of the second in outsining a materials to the profess of the second in outsining a

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1) All letters, papers, reports, files, memoranda, summaries, interviews, statements, transcripts, notes, teletypes, directives, orders and documents prepared, received, maintained, disseminated or otherwise transmitted by or to you, or by or to the Charlotte, Cleveland, or Greensboro offices of the Federal Bureau of Investigation or BATF, or otherwise in your custody or under your control, from January 1976 to the present, concerning any and all of the following, and any investigation of them:

a) search by Greensboro police at the home of

in Greensboro in early June, 1979, and subsequent  $b_{b7C}^{b6}$  citizen complaint and investigation;

b) confrontation between Ku Klux Klan and others in connection

with a klan display at the Forsyth County Library in Winston-Salem in > non =February 1979; and

c) confrontations between Ku Klux Klan and others in Decatur, Alabama in May and June 1979;

 $157 - \frac{8524}{9527}$  d) Ku Klux Klan rally and showing of "Birth of a Nation" and 751 = 157 attendant protest at China Grove on July 8, 1979;

e) July 26, 1979 meeting of the Forsyth County (Winston-Salem) unit of the National Socialist Party of America;

f) September 21, 1979 meeting of the Forsyth County (Winston-Salen) unit of the National Socialist Party of America;

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> (g) September 22, 1979 gathering of members of the Ku Klux Klan, National Socialist Party, National States Rights Party, and Rights of White People at or near Louisburg, North Carolina;

h) October 14, 1979 gathering of members of the Ku Klux Klan,
 or the state board of the Invisible Empire, at or near Icard, N.C.;
 fulcation of the State 20 and 21, 1979 streetwalk, rally and meeting of members of the Ku Klux Klan in or near Lincolnton, N.C.

j) October 27, 1979 gathering of members of the Ku Klux Klan at or near Icard, N.C.;

157<sup>-457</sup> (k) October 26 or 27, 1979 meetings of members of the Ku Klux Klan and National Socialist Party at or near Louisburg;

1) November 1, 1979 press conference and meeting of members of the Ku Klux Klan and National Socialist Party in Winston-Salen;  $\frac{1}{2} = \frac{1}{2} = \frac{1}{2}$ 

Cypress Street, Greensboro, in preparation for the anti-klan march;

o) November 1 or 2, 1979 meeting at the Break-the-Chains

Main Street in Durham, in preparation for the anti-klan

p) November 11, 1979 funeral march for James Waller, Sandra Smith, Cesar Cauce, William Sampson and Michael Nathan in Greensboro;

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q) a religious service and a march planned for November 17 or 18, 1979, to protest the November 3rd shooting and to commemorate the dead;

r) December 15, 1979 meeting of the National Anti-Klan Network and others in Atlanta, Georgia;

s) February 2, 1980 anti-klan march in Greensboro;

2) All letters, papers, reports, files, memoranda, summaries, interviews, statements, transcripts, notes, teletypes, directives, orders, materials and documents prepared, received, maintained, disseminated or otherwise transmitted by or to you, or by or to the Charlotte, Cleveland or Greensboro offices of the Federal Bureau of Investigation or the BATF, or otherwise in your custody or under your control, from January 1979 to the present, concerning any and all of the following, including but not limited to writings on other materials allegedly generated by the individuals or groups:

a) any of the following groups or organizations or any alleged or suspected members thereof:

i) Workers Viewpoint Organization (WVO);

, ii) Communist Workers Party (CMP);

iii) Trade Union Educational League (TUEL);

iv) Coalition for Quality Education;

v) African Liberation Support Committee (ALSC);

vi) White Oak Organizing Committee (WOOC);

vii) Revolution Organizing Committee (ROC);

-3-

viii) Revolutionary Youth League (RYL);

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ix) Revolutionary Workers League (RWL), insofar as such material concerns in any way the plaintiffs herein, their decedents, or the events specified in paragraphs 1 and 3.

b) the Plaintiffs in the above captioned case and their de-

refer to sail cedents: 40 James (or Jim) Waller i) ii) Sandra( or Sandi or Sandy) Smith (Sandra Neely) iii) iv) William (or Bill) Sampson v) vi) vii) Michael (or Mike) Nathan viii) ix) Cesar Cauce  $\mathbf{x}$ xi) xii) xiii) xiv) XV) xvi) xvii) xviii) xix) Ъб xx) b7C xxi) c) past or present attorneys for the Plaintiffs in the abovecaptioned case, including but not limited to the following, from Nov. 3, 1979 to present: . -- in a constant i) ii) iii) 11 122 - 100 \$ 2 mile a iv) v) vi) 12 - 11419 vii) n r viii) ix) X) xi) 195 xii) 6.7 xiii)

- xiv) Christic Institute xv) Greensboro Civil Rights Fund
- xvi) Greensboro Justice Fund

d) Ku Klux Klan organizations, meetings and activities in

North Carolina and elsewhere, including but not limited to the following:

- i) Invisible Empire, Knights of the Ku Klux Klan;
- ii) White Knights of Liberty 177 actual
- iii) United Klans of America 157-230 all
  - iv) Confederate Knights of the Ku Klux Klan (North
    - · Carolina)
  - v) Carolina Knights of the Ku Klux Klan
  - vi) Federated Knights of the Ku Klux Klan

e) organizations, meetings and activities in North Carolina and

elsewhere related to any of the following:

i) National Socialist Party of America (NSPA)

ii) White Power Club (Winston-Salen and elsewhere) 7

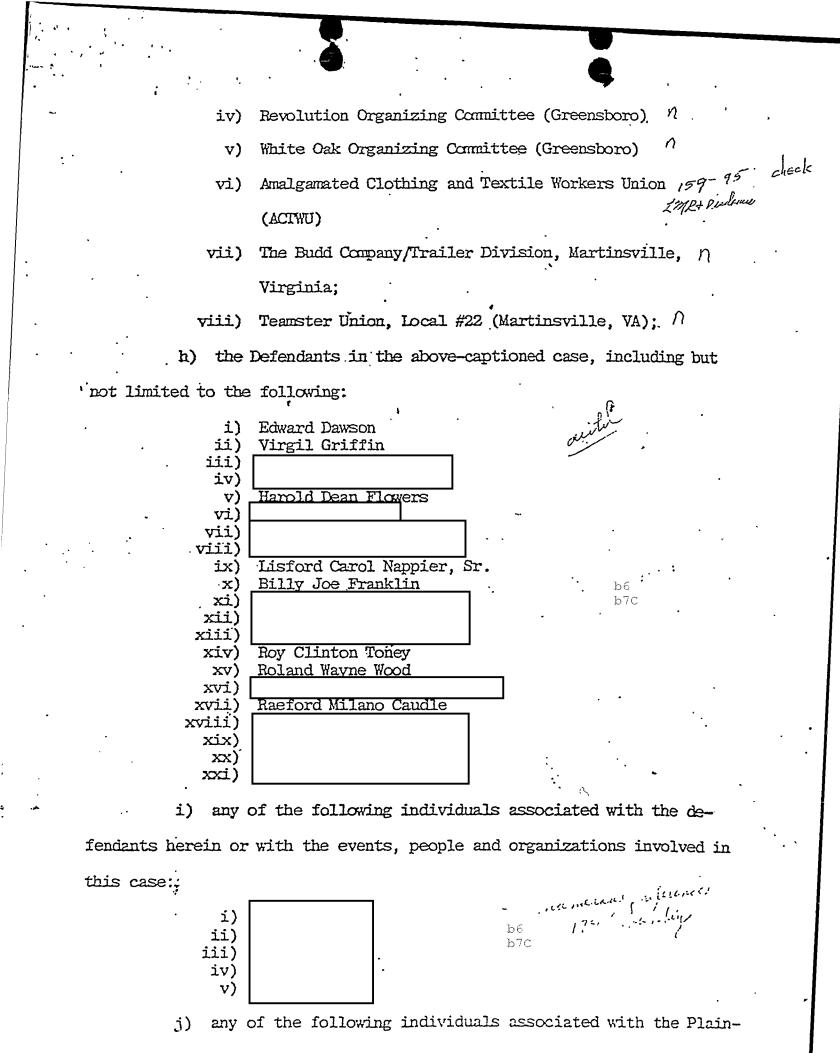
- iv) Rights of White People (ROWP) \_\_\_\_\_ 100 and any

f) anti-klan organizations and activity in North Carolina and  $\eta$  elsewhere;

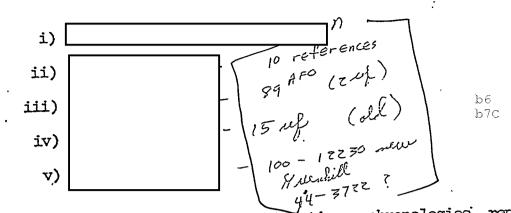
g) labor organizing activity, union activity, or communist  $n_i$  activity at or involving any of the following:

- i) Cone Mills plants in North Carolina, including but not limited to White Oak Plant (Greensboro), Revolution Plant (Greensboro), and/or Granite Plant (Haw River);
- ii) Duke University and/or Duke Hospital, Durham, N.C.
- iii) Duke Workers Organizing Committee (Durham)

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tiffs herein or with the events, people and organizations involved in this



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case:

3) Any and all materials, orders, directives, chronologies, reports, memoranda, summaries, interviews, statements, transcripts, notes, correspondence, teletypes and other writings concerning the November 3, 1979 anti-klan march in Greensboro, events preceeding it, planning and preparation for it, and investigation of it (federal and state), addressed, routed, disseminated or otherwise transmitted by or to you, or by or to the Charlotte, Cleveland, or Greensboro offices of the Federal Bureau of Investigation or BATF, or otherwise under your custody or control, including but not limited to the following:

a) any and all reports, notes, plans, orders, directives and 444 documents prepared, received or transmitted in anticipation of the November 3, 1979 march;

b) any and all agendas, notes, minutes, summaries, materials and documents prepared for or concerning any and all meetings called by defendants Butkovich, Conroy, Westra, Pence, Moses, or Pelczar, or any other agent(s) of the FBI or BATF at which there was discussion of the November 3, 1979 anti-klan rally, events preceeding it, planning and preparation for it, or events following it;

c) any and all statements, "302's", interviews, pre-grand jury interviews, transcripts and notes concerning individuals arrested or detained in connection with the November 3 anti-klan march, including

-7-

but not limited to any and all "302's" and pre-grand jury interviews;

d) any and all statements, interviews, pre-grand jury interviews, transcripts, "302" statements, and notes concerning witnesses (law enforcement & civilian) to the November 3, 1979 events, or any other individuals with knowledge of relevant facts, including but not limited to the following:

- i) interviews of by Special Agents  $\hbar$  f and Beckwith, November 27 and 28, 1979;
- interviews of Special Agent by Special Agent Agent and others, May 11 and 12, 1982;
  iii) interviews of by Special Agent 44
  April 14, 1982 and by Special Agent 44
  May 6, 1982;
- iv) any report, tape, transcript, notes, or other <sup>1</sup> materials relating to an interview of Edward Dawson by Special Agents and on or about November 7, 1979;

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v) Interview of \_\_\_\_\_ by Special Agent  $\cap$  \_\_\_\_\_\_11/16/79;

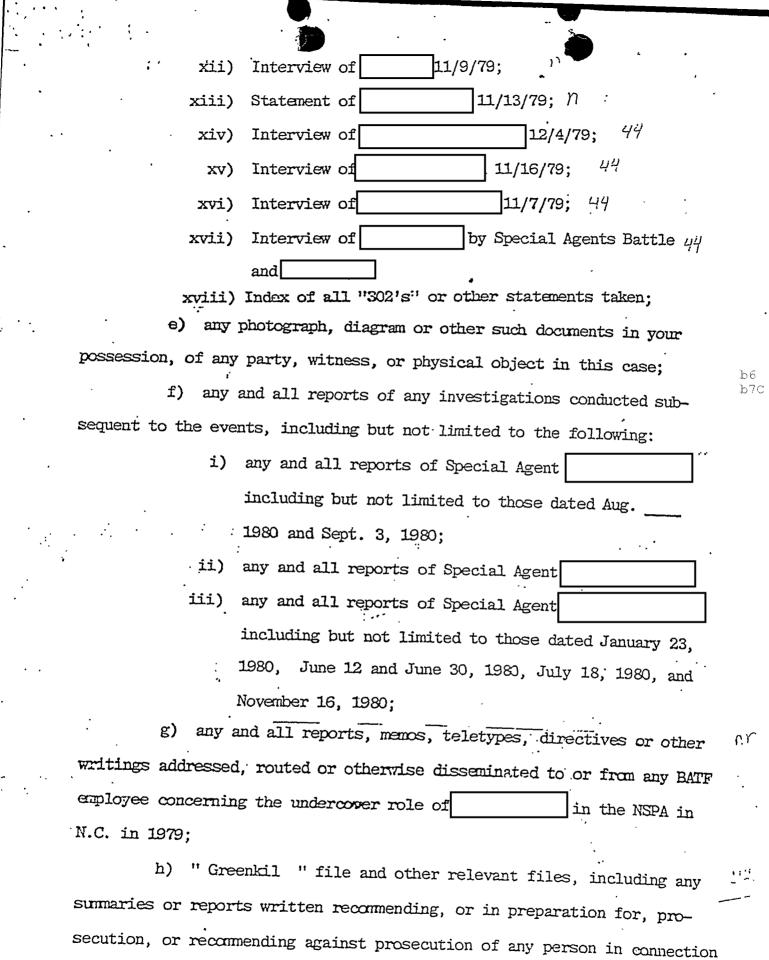
vi) Interviews of and 44

- vii) Interviews of 11/17/79 and other  $f_i$  times;
- viii) Interview with 11/5/79; 44
  - ix) Interview of 11/6/79; 14/6/79;

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- x) Interview with
- xi) Interview of 11/7/79; j<sup>2</sup>

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with the November 3, 1979 anti-klan march, or any of the events preceeding or following it, and including any writings or materials provided by the BATF:

JEM 4) Any and all papers, 'reports, files, memoranda, summaries, interviews, statements, notes, teletypes, directives, orders, documents, photographs, tapes, transcripts, notes, physical evidence compiled, prepared, received, maintained, disseminated or otherwise transmitted to or by you or to or by the Charlotte, Cleveland, Greensboro, Durham or Winston offices of the FBI or BATF, or the "Cover teams" for Agent in regards to the North Carolina NSPA, or otherwise in your custody or under 'your control, from January 1976 to the present, concerning any undercover operation in any Ku Klux Klan group, the National Socialist Party, the Rights of White People, or any other group insofar as it relates to the November 3, 1979 anti-klan march or any of the events preceeding or following it, or to the Plaintiffs or their decedents, including but not limited to the following:

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a) any and all writings or other materials concerning the scope, authority, definition and purpose of Agent assignment in North Carolina in 1979, including but limited to any authorization from the Assistant Director for Criminal Enforcement, the Special Agent in Charge of the Firearms Branch, or anyone else;

b) any and all reports generated by Agent Agent or any other agent of the BATF, Treasury Department or FBI relating to Agent assignment in North Carolina in 1979, including but not limited to the following:

> i) any and all reports, papers, notes, or memoranda which reflect the discussion, action and events occurring at NSPA and klan meetings, including but

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not limited to reports dated November 6, November 9, November 30, and December 7, 1979, and July 15, 1980, by Special Agents \_\_\_\_\_\_ or others, and any and all other reports of NSPA meetings dated June 23, July 26, Sept. 21, Sept. 23, October 27, and November 1, 1979;

and any

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ii) any and all reports by Special Agents Zimmerman,

others;

- iii)' reports, transcripts, tapes, or notes obtained or prepared by "cover teams" working with Special Agent
  - iv) the vouchers and Time and Attendance sheets for Special Agent for the period from June 1, 1979 through December 31, 1979;

c) any and all reports, tapes, transcripts, papers, notes and memoranda which reflect the discussion, action, and events occurring at any and all meetings, conversations or other contacts or communications between any agent of the BATF or the FBI, or of any other law enforcement agency, with any informant in or member of, or alleged member of, any klan, nazi or communist group concerning the Nov. 3rd anti-klan march, related events, or the Plaintiffs and their decedents and organizations, specified in paragraphs 1(a) - (s), 2(a) - (j), 3, or 4 above, including but not limited to the following:

> i) any and all conversations, meetings, or other communication involving Bernard Butkovich and Roland
>  Wood and others associated with the Forsyth County
>  unit of the NSPA, including but not limited to

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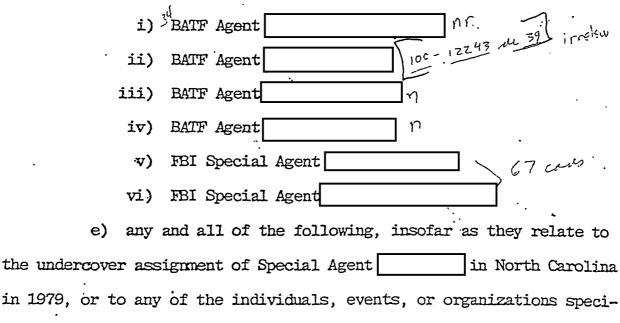
those on July 25, 26, and 29, 1979; September 3, 21 - 22, and 23, 1979; October 31, 1979; November 1, 2, 3, and 4, 1979;

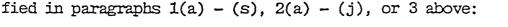
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ii) any and all meetings involving Special Agent \_\_\_\_\_\_\_\_\_ and \_\_\_\_\_\_\_\_\_ and others, including but not limited to those on June 23, 1979, July 24 or 25, 1979, and all of the dates listed in subparagraph (i) above;

d) any and all involvement of any of the following agents of the FBI or BATF in the events or investigation (including cover teams and undercover work) of the events leading up to, occurring on, or following the November 3, 1979 anti-klan march, as specified in paragraphs 1(a) - (s) above:





- i) ATF Diary of BATF Special Agent
- iii) ATF Diaries of BATF Special Agent

f) any and all reports, notes, summaries, statements, memo-

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randa, documents and materials received, prepared, transmitted, addressed, routed, or otherwise disseminated by or to you, or by or to the Charlotte, Cleveland or Greensboro offices of the FBI, BATF for interagency use, concerning Special Agent assignment in North Carolina in 1979, the November 3, 1979 anti-klan march and related events (as specified in paragraph 1(a) - (s) above, or the Plaintiffs herein or their decedents;

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g) any written notification, or any notes or other record of any oral communication, from you or from the Cleveland, Charlotte, Winston-Salem or Greensboro office of the FBI or BATF to any official or employee of any U.S. Attorney in North Carolina, the North Carolina SBI or Attorney General, any State Prosecutor or District Attorney in North Carolina, the Winston-Salem Police, the Greensboro Police, or FBI or BATF, concerning the assignment of Agent \_\_\_\_\_\_\_in North Carolina in 1979, or any other undercover operation related to the November 3, 1979 anti-klan march or the Plaintiffs or their decedents.

5) All memoranda, reports, summaries, interviews, statements, transcripts, notes and documents, including where relevant any pay records and receipts, ever received, prepared, maintained, disseminated or otherwise transmitted by you or by the Charlotte, Greensboro or Cleveland offices of the FBI or BATF concerning any of the following persons, or any contact or communication with them before or after Nov. 3, 1979, relating to the November 3, 1979 anti-klan march, or any of the other events, individuals, or organizations at issue in this suit, as specified in paragraphs 1(a) - (s) and 2(a) - (j) above:

a) Edward Dawson, including but not limited to any records of any communication between FBI Special Agent and Edward

-13-

Dawson, before, after, or on November 3, 1979, concerning any of the above subjects, including but not limited to an interview at the Greensboro

b) (nr 44- old 44- ol

6) All memoranda, reports, summaries, interviews, statements, transcripts, notes, photographs, tapes, physcial evidence, documents and other compiled, prepared, received, maintained, disseminated or otherwise transmitted by you or by the Charlotte, Cleveland, Greensboro or Winston-Salem offices of the FBI or BATF, as a result of any FBI Domestic Security Investigation, or investigations, whether full or preliminary, of the WVO and/or the CWP, or of any of its members or persons suspected or alleged to be members, during the period January 1, 1976 to the present, including but not limited to records and transcripts of wiretaps, and of any electronic listening devices used, information received from informants and interagency correspondence and memoranda, and reports dated Oct. 22 and Oct. 23, 1979.

7) Any and all papers, reports, files, memoranda, summaries, interviews, statements, notes, teletypes, directives, orders, documents, photographs, tapes, transcripts, and physical evidence compiled, prepared,

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received, maintained, routed, addressed, disseminated or otherwise transmitted to or by you or to or by the Charlotte, Cleveland, Greensboro, Durham, or Winston-Salem offices of the FBI or BATF, or otherwise in your custody or under your control, from January 1976 to the present, concerning any investigation or any undercover operation whatsoever in, or directed at or otherwise implicating or touching upon the WVO or CWP or any of the Plaintiffs, their decedents, or their organizations and activities, as specified in paragraph 2(a), (b) above.

8) Any and all memoranda, reports, guidelines, directives, notes, letters, documents, statements, and summaries ever prepared, maintained, received, disseminated or otherwise transmitted by you or by the Charlotte, Greensboro or Cleveland offices of the FBI or BATF as part of or concerning any internal evaluation or review or investigation of the conduct of the FBI, BATF or other law enforcement or government agency, or of any official or employee thereof, including yourself, in relation to the November 3, 1979 anti-klan march, events preceeding and following it, and any agency undercover operations or informants involved, including but not limited to the following:

a) any review or evaluation or investigation by the FBI, BATF, Department of Justice, or Treasury Department of the role of Special Agent \_\_\_\_\_\_ Special Agent \_\_\_\_\_\_ Special Agent \_\_\_\_\_\_ or Special \_\_\_\_\_\_ b6 b7c

i) "Briefing Paper" (not otherwise identified or dated)

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- ii) ATF Internal Affairs Background report
- iii) ATF Internal Affairs investigation

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b) any reports or materials generated by Special Agents

Zimmerman,

and

9) Any and all memoranda, reports, guidelines, directives, procedures, recommendations, summaries, notes, teletypes, materials, prepared, received, maintained, addressed, routed, transmitted or otherwise disseminated to or by you, or to or by the Charlotte, Cleveland, Winston-Salem or Greensboro offices of the FBI or BATF, concerning statements to be made or information to be made available to the press, or other representatives of the media, or otherwise made for public dissemination (whether for attribution or background), or made available ' to them, or contacts to made with them, concerning any and all of the following:

a) federal investigation of the November 3, 1979 events in Greensboro, or of the Ku Klux Klan, National Socialist Party of America, or WVO/CWP;

b) any information obtained by the FBI or BATF in advance of the November 3, 1979 events, from informants or otherwise;

c) the role of Special Agent both before and after it became the subject of newspaper reports in July 1980;

d) the relationship of Edward Dawson to the FBI; official

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e) the involvement of any other federal informants or agents in the events occurring on, or leading up to or following the November 3,<sup>200</sup> 1979 anti-klan march, or in any of the groups involved.

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10) any and all memoranda, reports, guidelines, directives, summaries, notes, teletypes, procedures, and documents prepared, received, maintained, addressed, routed, transmitted or otherwise disseminated to or by you, or to or by the Charlotte, Cleveland, Winston-Salem, or Greensboro offices of the FBI or BATF, concerning efforts to restore calm and prevent civil unrest or racial strife following the November 3, 1979 anti-klan march, including but not limited to the following:

a) any and all such writings concerning the possibility of civil unrest or racial or other inter-group strife, and/or recommendations or plans for preventing it or dealing with it;

b) any and all such writings concerning involvement or participation by officials, agents, or employees of the BATF of FEI in measures related to assessing the possibility of such civil unrest or racial strife, preventing it, or responding to it, either independently or in conjunction or coordination with any other governmental agency, federal, state, or local, including but not limited to the Greensboro Police Department, the Greensboro Human Relations Office or Commission, or the Community Relations Service of the Justice Department;

c) any and all such writings concerning discussions between officials or agents of the FBI or BATF and leaders and citizens of Greensboro, including but not limited to clergy, representatives of citizen groups, students or representatives of student groups, political leaders and business leaders.

11) All memoranda, reports, summaries, interviews, statements, notes, transcripts, and documents received, prepared, maintained, disseminated or otherwise transmitted by you or by the Charlotte or Greensboro office of the Federal Bureau of Investigation concerning the Revolutionary Com-

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munist Party (RCP) in North Carolina from January 1, 1976 to the present, including but not limited to the following:

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a) all such writings concerning any alleged confrontations between members, alleged or suspected members of the RCP and members, or those alleged or suspected to be members, of the WVO/CWP in the Greensboro or Durham Areas in 1979;

b) all such writings concerning any alleged confrontations between members, or those alleged or suspected of being members of the RCP, and members of the Ku Klux Klan or National Socialist Party, in North Carolina in 1979.

12) any and all materials, orders, regulations, procedures, directives, reports, memoranda, guidelines, policies and documents used by the FBI and BATF concerning the standards in effect Jan. 1, 1977 to present used to determine any and all of the following:

a) recruitment, investigation, screening, selection, hiring, training, use, retention, supervision and evaluation of informants and chain of command for making such decisions;

b) selection, approval, use, supervision, termination, review, and evaluation of undercover operations, including but not limited to standards governing the conduct of agents in undercover roles and the chain of command for making such decisions;

c) selection, training, supervision, retention and evaluation of agents in undercover roles;

d) internal agency evaluation or review procedures, whether of agents or other employees, or of specific cases or operations;

e) sharing or transmitting information concerning undercover operations, informants and information obtained from them with other law

-18-

enforcement agencies, federal, state or local, or other governmental agencies;

f) sharing or transmitting information concerning possible violations of law, violence, racial conflict, civil unrest, or other danger to individuals with other law enforcement agencies, federal, state or local, or other governmental agencies, or those possibly in danger in the situation;

g) handling of situations of possible violations of law, violence, racial conflict, civil unrest, or other danger to individuals;

h) selection, approval, use, methods, supervision, termination, and evaluation of domestic security investigations, preliminary and full;

i) selection, approval, use, methods, supervision, termination, and evaluation of counter-intelligence programs, or any other designation for programs designed to neutralize, disrupt, discredit or destroy political and/or racial groups or individuals active therein;

j) selection, approval, use, methods, supervision, termination, and evaluation of inter-agency (joint) investigations, intelligence gathering projects, and criminal enforcement, including but not limited to any specific guidelines, memoranda, etc., governing interagency cooperation and coordination in the undercover operation in North Carolina in 1979 in which Special Agent Butkovich was involved.

13) All memoranda, reports, summaries, interviews, statements, transcripts, notes, correspondence, teletypes and documents relating to any of the events, parties or issues in this case, as specified in paragraphs 1(a) -(s), 2 (a) -(j), 3 (a) -(h), or 4 (a) -(g) above received from or transmitted, addressed, routed, or otherwise disseminated by or to you, or

-19-

by or to the Greensboro, Charlotte, or Cleveland office of the FBI or BATF, to any official or employee of any of the following agencies, or any other governmental agency, during the period from Jan. 1, 1976 to the present:

- a) Federal Bureau of Investigation
- b) Bureau of Alcohol, Tobacco and Firearms
- c) Treasury Department
- d) Secret Service
- e) Community Relations Service of the Justice Department
- f) North Carolina State Bureau of Investigation
- g) City of Greensboro, including but not limited to the following:
  - i) Police Department
  - ii) Human Relations Office or Human Relations Commission
  - iii) Mayor Melvin
  - iv) City Manager Osborne
    - v) Director Lovelace, of the Department of Public Safety
- h) North Carolina Highway Patrol
- i) City of Durham, including but not limited to the police
- j) Winston-Salen Police Department
- k) China Grove Police Department
- 1) Kannapolis Police Department
- m) Central Intelligence Agency
- n) Defense Intelligence Agency
- 0) National Security Agency

-20-

14) Any and all materials, orders, directives, reports, memoranda, script, regulations and summaries used by the FBI and BATF, at the Federal Law Enforcement Training Center at Glyncoe, Georgia or other training facility, in the training of FBI and BATF agents, including course outlines, books, manuals, brochures, files, filmstrips, tape recordings and other audiovisual materials, etc., both when Special Agents, and were in training and issued at any time to active officials, agents, informants, b6 b7C and employees since defendants herein completed training. The complete FBI or BATF files for Special Agents 15) including but not limited to and the following: a) psychological tests b) records of criminal history c) records of pre-employment investigation employment application d) civil service forms and score e) f) test results during training files of complaints, discipline, or failure to follow g) agency or bureau procedures, including any investigative reports or internal review h) notes taken before, during and after hiring interview copies of written examinations i) employment file j) reports of use of force k) reports of use of firearms 1)

-21-

All letters, papers, reports, files, orders, directives, 16) teletypes, memoranda, and any testimony or any prepared statements, prepared, received, transmitted, routed, addressed, or disseminated by you or any official or employee of the Charlotte, Cleveland or Greensboro offices of the FBI or BATF, to or for presentation to or before, any Member of Congress or Congressional committee, including without limitation to Senate Subcommittee on Security and Terrorism, Senator Jeremiah Denton, Senator Jesse Helms, Senator John East, Representative Larry McDonald, Representative Richardson Preyer, and Representative Robin Britt, and all letters, papers, reports, files, orders, directives, or to the BATF and memoranda to the FBI/from any Member of Congress, the staff of any Member, or any congressional committee, or staff thereof concerning any of the matters specified in paragraphs 1(a) - (s), 2(a) - (j), 3(a) - (h), and 4(a) - (f) above.

The Plaintiffs request that for each document herein sought which has existed but is not being produced, a statment be furnished describing the document, when and by whom prepared, and its current status and location.

-22-

1-336 (Rev. 10-26-79)



FEDERAL BUREAU OF INVESTIGATION

Washington, D. C. 20537

REPORT

of the

# LATENT FINGERPRINT SECTION IDENTIFICATION DIVISION



44A-1194 (C-5) 44-81521 C-36374

September 26, 1984

b7C

12 SEP 27 1984

TO: SAC, WFO

RE GREENKIL CIVIL-RIGHTS

REFERENCE: Airtel 7-13-84 EXAMINATION REQUESTED BY: WFO SPECIMENS: Six-page document with envelope, Q1982

The listed Q specimen is further described in a separate Laboratory report.

Three latent fingerprints of value were developed on two pages of the document, Q1982.

Based on the information furnished, no fingerprint

The Q specimen is being forwarded to the Charlotte Division, as requested.

- Charlotte (44A-3257) - Enc.

MAIL ROOM 🗹 🏻

THIS REPORT IS FURNISHED FOR OFFICIAL USE ONLY

<sup>"7</sup> -2 (5-12-82)	:	RECON 7/24/ jel*		· · ·			۲	7/17/8	34  	•
×	ſ			DERAL BUI ED STATES						r,
	RECO	RDED:	8/24/84	Labord	atory Work Sh	eet TRL	. RECEI	VED: 8,	/16/84	
	To:	SAC,	Washingto	n Field	Office	(44A-1	.194) (C-5	5) (RU(	C)	×
						١	FBI FILE NO. LAB. NO.		44-81521 <sup>°</sup> 40717067	-
	Re:	GREEN CIVII	NKIL; L RIGHTS Charlotte	2			YOUR NO. LC#C-363 Examination by	74	b6 b70	
	Examina	tion requ	ested by:	Washingt	on Fiel		1			
	Reference	ce:		Communic	cation o	lated J	uly 13, 3	1984 - /	Airtel	
	Examina	tion requ	ested:	Document	Fing	erprin	it			
	Specimer	ns receive	ed:	July 17	, 1984					
		Spec	imen:						•	
		Q198	acco	panying	pink er	velope	on copied bearing 6/18/84	handwr:	iting/ha	nd

(No Prev LFPS From)

2 - SAC, Charlotte (44A-3257)

Examination completed Time

129 Date

129. 1006/2 Dictated Date

FBI/DOJ

8/24 Gommand L- No lat pito 01 pres Processed N: N + fit stond

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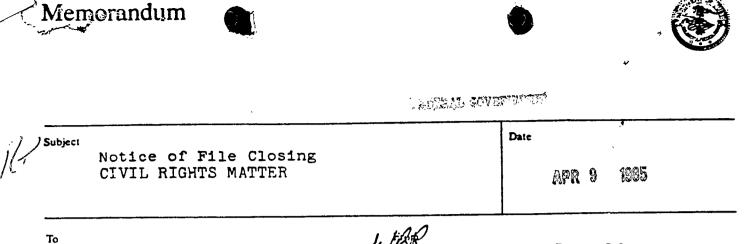
2 lat fight der Win page 6 1982

ilat foget ders (m) on pages \$ \$1982 •••• 

no lat pets of few romaning Specce Brais info furnished, No fight recal faciled here for

a Spece being provided to Charlotte arequested

Cuel. ()



Director Federal Bureau of Investigation

WMW. Bradford Reynolds Assistant Attorney General Civil Rights Division

Reference is made to your memorandum dated 8.14.84	
forwarding a memorandum from your <u>Charlotte</u>	
field office captioned as on the attached closing form. This	
matter has been closed as of the date on the attached form.	

lenc Charlotte 8. 23.85 CIC/CAA

b6 b7C 47-81031



2 ENCLOSURE 53 OCT 17 1985

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J.S. Department of Justice	Notice to Close File	<(* * * *
FileAunden-351	Case Title: GREENKIL Date: WW 9 183 April 9, 1985	5
	ISED THAT THE ABOVE FILE HAS BEEN CLOSED AS OF THIS DATE.	
Remarks/Special Information:	SED THAT THE ABOVE FILE HAS BEEN CLOSED AS OF THIS DATE.	
Remarks/Special Information: On April 15, 198		
Remarks/Special Information: On April 15, 198 defendants.	4 the 3 month trial ended in acquittal of all	

44-81521-578

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8-26-82) PRECEDENCE: CLASSIFIC MION: TRANSMIT VIA: □ TOP SECRET □ Teletype □ Immediate □ Facsimile □ Priority □ Routine UNCLASEFTO 7/12/85 Date \_\_\_\_ TO: DIRECTOR, FBI ATTN: EAD JOHN A. MINTZ FROM: SAC, BIRMINGHAM (197-48) JAMES WALLER, ET AL., PLAINTIFFS VS. .b6 ET AL., DEFENDANTS, h70CIVIL ACTION #C80-605-G (U.S.D.C., MIDDLE\_DISTRICT OF NORTH CAROLINA) GREENKIL CIVIL RIGHTS **OO: CHARLOTTE** (FILE #44-3527) (BH FILE 44-3570) Enclosed for FBIHQ are 3 copies each of two self-explanatory letters from SAC, BH, to the U. S. Attorney General. Enclosed for Charlotte Division are two copies each of same for informational purposes. The purpose of this communication is to provide FBIHQ and Charlotte with the above-described letters, and for SSRA of the CE Division and the SAC, BH, to express their sincere appreciation to the Director for his support during the protracted civil suit against these agents, resulting from the GREENKIL investigation in North Carolina in late 1979 and 1980. SAC MOSES and SSRA also wish to thank EAD MINTZ b6 for, not only his professional support, which included sound b7C advice and counsel, but more specifically, his moral support, which was amply demonstrated by his presence at the trial in this matter in Winston-Salem. 8152 BI G. S.S. S.S. DI 3 - Bureau (Enc.6) 2 - Charlotte (44-3527) (Enc.4) (1-SSRA 2 - BH (1-197-48)(1-44-3570) NOT CEM/rte (7)43 AUG 19 1985 The second sub- states are been Approved: \_ Transmitted Per (Number) (Time)

### 53 AUG 29 1985

BH 197-48

Additionally, SAC MOSES wishes to take this means of commending SA JAMES E. MOYNIHAN, of the Legal Counsel Division, who assisted Departmental attorney JOE SHER, on a full-time basis, in defending all federal defendants in this \$48 milliondollar law suit. Notwithstanding my remarks concerning Mr. SHER's performance, it was evident throughout the final stages of this litigation, that much of the legal strategy employed by government counsel, was formulated by SA MOYNIHAN. In all contacts that SAC MOSES had with SA MOYNIHAN, he demonstrated time and again, a complete knowledge of Bureau policy and procedure as well as an exceptional understanding of federal

Mr. MOYNIHAN kept all Bureau defendants fully briefed. on pertinent proceedings in a timely and reassuring manner. It was evident throughout the more than two years that Mr. MOYNIHAN was assigned to this matter, that Mr. SHER relied heavily upon him as to Bureau policy and procedure. SAC MOSES also witnessed Mr. MOYNIHAN cross-examining witnesses during the 13-week trial and his performance was in full accord with the Bureau's traditional standard of excellence. In short, Mr. MOYNIHAN handled this assignment in a most dedicated, effective and superior fashion, and the SAC wishes him well in all future endeavors. CE 0 0 09 0 64 0 94 0Z

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0 05 054 3Z MAR 35

FM CHARLOTTE (44A-352 D (P) TO DIRECTOR IMMEDIATE

UNCLAS

ATTENTION CIVIL RIGHTS SECTION; CRIMINAL DIVISION GREENKIL, CIVIL RIGHTS (A); O: CHARLOTTE

RE CHARLOTTE TELCALL TO FBIHQ, MARCH 4, 1935.

ON MARCH 4, 1985, THE "SENT INEL" NEW SPAPER, W INSTON SALEM, b6 b7C NORTH CARCLINA, CARRIED HEADLINES, "NO LAWFUL REASON; FBI NEMO 0.70 SAYS WINSTON SALEM POLICE DETECTIVES SECRETLY ENTERED SOCIAL IST ie) ( 005 WORKERS HOUSE IN 30". THE ARTICLE WHICH APPEARED ON PAGE I A NØ ASAP. PAGE 9 OF THIS NEW SPAPER GOES IN SUBSTANTIAL DETAIL ABOUT AN FÉ COMMUNICATION DATED SEPTEMBER 2, 1932, IN WHICH THE FBIHQ WAS ADVISED ASK Them w OF THE ADMISSION BY WINSTON SALEM POL ICE DETECT IVE THAT HE, A COMPANIED BY A NOT HER OFFICER, HAD GA INED ENTRANCE INTO لعومر THE RESIDENCE OF MEMBERS OF THE SOCIAL IST WORKERS PARTY ON WEST 1985 STREET, IN WINSTON SALEM, NORTH CAROL INA, AND OBTAINED NAMES AND LO MAR

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OF INVESTIGATION

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Asol. Dir.: . Adm. Sarvs.

Crim. Inv., Ident.

Inspection

Lohoratory\_\_\_\_\_ Legal Coun.

Bit. of Ceng. ByPutlic Affs.

Rec. Mgnt.\_\_\_ Tech. Servs.\_\_\_ Training\_\_\_\_\_ Telephone Rm.

Director's Scc'y

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- call was flodod cc- media Unit lodod 1985 QQ-ERI N DUC. 1984 but bulines

PAGE TWO CE 44A-3527 UNCLAS ADDRESSES OF A PPARENT SUPPORTERS.

THE MAJOR ITY OF THE ART ICLE CONTAINS DETAILS OF THE FEI'S INVESTIGATION INVOLVING AND ATF AGENT AND HIS KNOWLEDGE OF THIS INCIDENT.

THE ARTICLE ALSO DETAILS THAT ONE OF THE FORMER OCCUPANTS OF THIS HOUSE, , WHO IN 1932 WAS A CONGRESSIONAL CANDIDATE FOR THE SOCIAL IST WORKER'S PARTY, HAD BEEN ADVISED BY MEMBER'S OF THE GREENSBORD JUSTICE FUND IN THE SUMMER OF 1934 OF THE UNLAWFUL ENTRANCE BY THE WINSTON SALEM POLICE DEPARTMENT AND THE ARTICLE QUOTES MS. AS SAYING, "WE WERE NOT AWARE OF IT AT ALL. WE DEFINITELY THINK THE WHOLE THING IND ICATES THAT NOT ONLY THE WINSTON SALEM POLICE DEPARTMENT WAS INVOLVED IN THIS BUT THAT OTHER GOVERNMENT AGENCIES AND THE FBI WAS INVOLVED.

NOT HING HAS BEEN DONE ABOUT IT. THERE HAS BEEN TOTAL INACTION ON IT. NO ONE IS WILLING TO SAY THAT THIS WILL NEVER HAPPEN AGAIN, TO SAY THAT IT WAS AN ERROR OR ILLEGAL. WE KNOW THAT THIS KIND CF THING IS STILL GOING ON TODAY IN ALL LEVELS OF GOVERNMENT AGENCIES."

ART ICLE CONTINUES ON THAT AND OTHERS HAVE CONTACTED ATTORNEYS REGARDING POSSIBLE LITIGATION CONCERNING THIS INCIDENT.

ASTHE BUREAU IS AWARE, THIS INCIDENT CAME TO THE FEI'S

b6 b7C VAGE THREE CE 44A-3527 UNCLAS

ATTENT ION IN SEPTEMBER, 1982 DUR ING THE GRAND JURY INVESTIGATION OF CAPTIONED MATTER. WHEN THE COMPLAINT WAS RECEIVED OF A POSSIBLE UNLAWFUL ENTRY, FBI CONDUCTED THOROUGH INVESTIGATION FOR CRIMINAL SECTION, CIVIL RIGHTS DIVISION, U.S. DEPARTMENT OF JUSTICE, AND TO THIS DATE, NO DISPOSITION HAS BEEN SET FORTH BY THE DEPARTMENT OF JUSTICE AS TO THE PROSECUTIVE MERITS OF THIS CASE.

CHARLOTTE'S FILE IS IN A CLOSED STATUS AWAITING DECISION OF U.S. DEPARTMENT OF JUSTICE. CHARLOTTE WAS INSTRUCTED TO CONDUCT NO FURTHER INVESTIGATION.

THE DISSEMINATION OF THIS MEMORANDUM, WHICH WAS GRANTED DURING DISCOVERY IN CAPTIONED CIVIL SUIT, UNDER A COURT ORDER PROTECTION MAY BE A VIOLATION BY ATTORNEYS OF THE GREENSBORO JUSTICE FUND AND THAT THEY APPARENTLY FURNISHED A COPY OF THIS TO \_\_\_\_\_\_IN ORDER TO INFORM \_\_\_\_\_OF THE INCIDENT.

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CHARLOTTE D IVISION WILL FOLLOW AND REPORT ANY FURTHER DEVELORMENTS REGARDING THIS.

ΕT





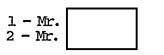
SAC, Charlotte (44A-3527)

8/19/86

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Director, FBI (44-81521)

ASSISTANCE PROVIDED TO LABORATORY DIVISION BY CHARLOTTE FIELD OFFICE

In November, 1979, the Charlotte Office became involved in the GREENKILL investigation of the shootings in Greensboro, North Carolina, which occurred between the Ku Klux Klan and persons associated with the Communist Party. As a result of the investigation, numerous innovative court exhibits were produced by FBIHQ and the private sector.

SA Greensboro, North Carolina, Resident Agency, contacted the Laboratory Division in June, 1986, and advised that the legal proceedings in the case had been completed. The judge subsequently ordered the trial exhibits disposed of or destroyed. SA noted that Charlotte could make these exhibits available to the Laboratory for training purposes.

A member of Forensic Science Training Unit (FSIU), FBI Academy, met with SA in Greensboro, North Carolina, on 7/28-29/86 to discuss the case and review the exhibits. Due to SA efforts and recommendations, it was determined that the exhibits represent excellent potential for training at the Academy. A majority of these materials were transported to the Academy and will be used on a regular basis.

The members of the FSIU would like to express appreciation for SA assistance in this matter. The materials obtained from the GREENKILE case constitute a valuable and pertinent addition to the FSIU's training program.

2 - Charlotte

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DMM:bls (4)

44-81521-

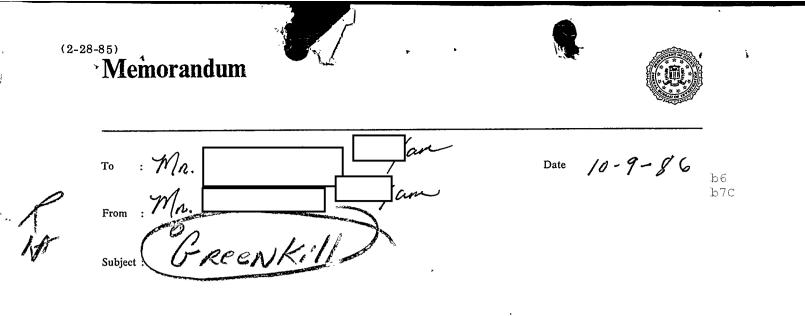
mailed from Quantico 8/19/86 Dr

2 SEP 10 1986

Intell. 256 Lab. ¥ Legal Coun. Off. Cong. & Public Affs. Rec. Mgnt. .... Tech. Servs. 225Training Telephone Rm. MAIL ROOM **Director's Sec'y** 

Exec AD Adm. Exec AD Inv. \_ Exec AD LES

Asst. Dir.: Adm. Servs. Crim. Inv. ... Ident. ..... Insp. .....



The attached <u>Upperform</u> has been received in the Records Section, appropriately initialed, and indicated for file. By use of instant transmittal memorandum, all necessary recording and indexing will be accomplished. It is to be noted this form is for internal use only within the Records Section, principally by the Routing Unit where bulky material not accompanied by memorandum is usually received.

The enclosure, if bulky and not usually filed with other papers in file, may be detached but this action should be clearly noted under the word "Enclosure."

Enc.

b6 b7C

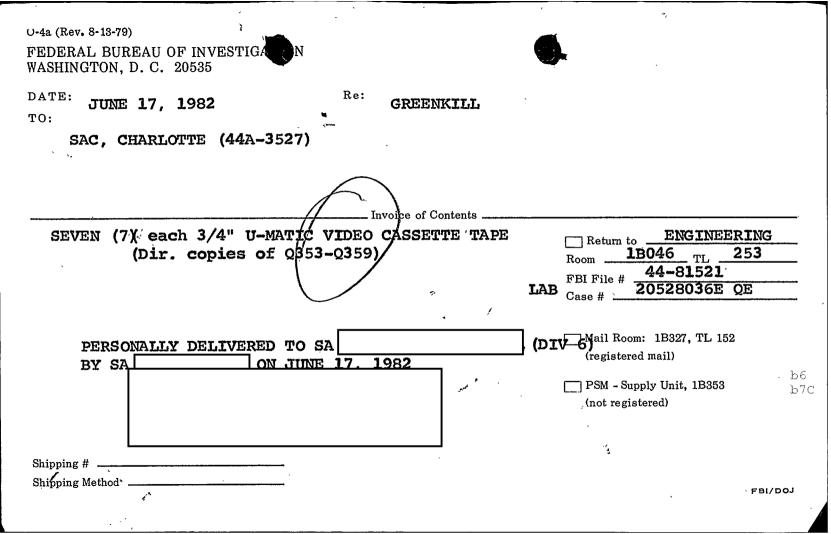
ENC. BEHIND FILE

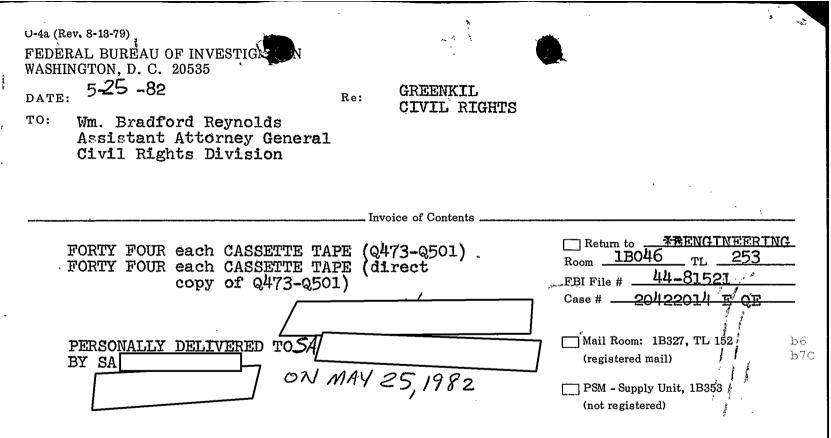
44-81521-

B RECORDED B OCT 9 1986

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Shipping #	
Shipping Method	

FBI/DOJ

UNITED STATES GOVERNMENT

lemorandum

Director Federal Bureau of Investigation

Greenkil CIVIL RIGHTS

то

Wm. Bradford Reynolds Assistant Attorney General <u>Civil\_Rights</u> Division

DATE:

1 6 SEP 1982

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WBR:LKD:MDJ:bbg DJ 144-54M-351

Reference is made to my memorandum dated May 19, 1982, and previous memoranda in this matter.

In my referenced memorandum, this Division requested that • several items of evidence be prepared by the Bureau. To date we have not received two of the three items of evidence, to wit: the DENUSUED still photographs from the video tape and the enhanced audio tapes obtained from BATF. These items are necessary for use in the grand jury and we request that they be completed as soon as practical.

Secondly, reference is made to your report dated July 6, 1982, regarding the submission of 44 audio tapes for duplication.

Those 44 tapes were assigned "Q" numbers 473-516. Previously, other items of evidence submitted in this matter were. assigned those same "Q" numbers. (According to our files "Q" numbers 1-1978 have been assigned to items of evidence not including the 44 audio tapes). To avoid confusion we have extensively used the assigned "Q" numbers to identify items of evidence presented to the grand jury. Since the 44 audio tapes as well as the other items of evidence with the same "Q" numbers will be exhibits before the grand jury and may be exhibits in any subsequent legal proceedings, we would like to avoid the potential for confusion occasioned by having two different items assigned the same "Q" number. Accordingly, we request that the 44 audio tapes be reassigned "Q" numbers consistent with previously assigned "Q" numbers. Furthermore, we request that all further submissions of evidence be given numbers not previously utilized.

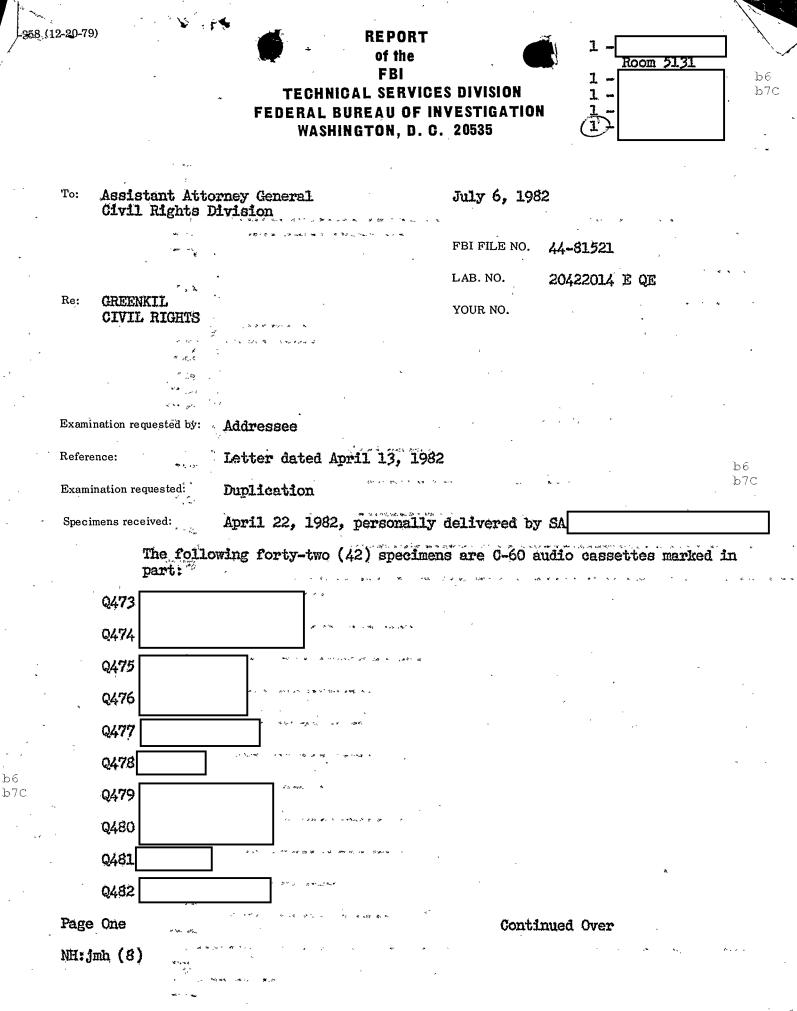
If we may assist you in any manner with the expeditious handling of this request, please contact Departmental Attorney 17 1982 (633-3819).

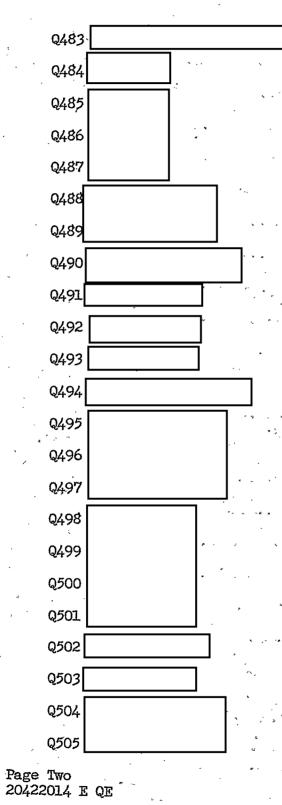


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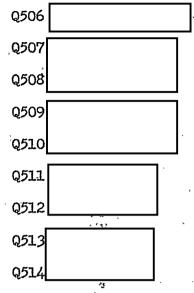
Form OBD-197 5-79





# Continued Over

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The following two (2) specimens are C-90 audio cassettes marked in part:

Q515	
Q516	

Result of examination:

A direct copy of Q473 through Q516 was made, each copy consisting of one cassette tape.

Q473 through Q516 and the forty-four (44) direct copies were personally delivered to SA \_\_\_\_\_\_ on May 25, 1982.

Page Three 20422014 E QE

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SAC WFO (4-1194)

Greenkil;

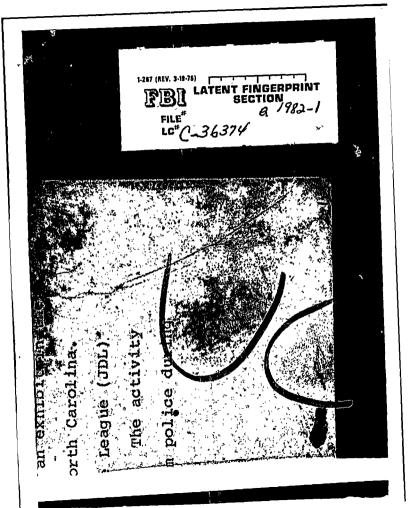
Civil Rights

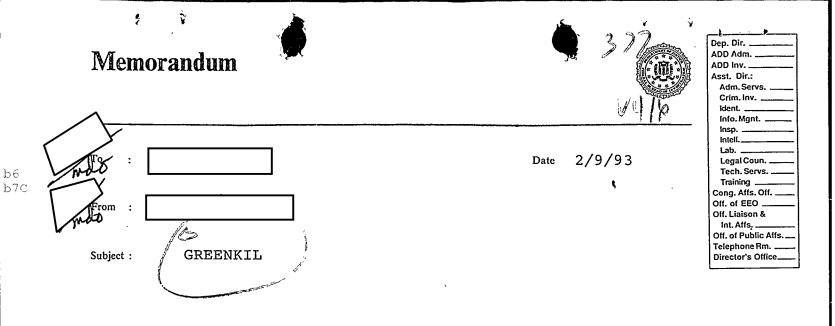
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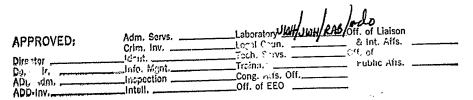
PHECK Day





<u>PURPOSE</u>: To submit all work requested of the Special Projects Section in connection with the above-captioned case.

<u>RECOMMENDATION</u>: That this memorandum and its enclosures be placed in the Bureau file.



<u>DETAILS</u>: All work requested of the Special Projects Section in captioned case has been completed. Therefore, the following items are being submitted for inclusion in Bureau file should they be needed for further reference:

- 1. Original artwork: (negatives, copies and artist's notes)
- 2.) Outgoing airtel (ticklers dated: 1/25/80, 7/28/82, 8/26/83, and 12/16/83.
- 3.) Outgoing letter (copy) dated 7/28/82.
- 4.) Incoming correspondence dated: 3/31/80, 7/16/82,7/6/83, 7/13/83, 11/17/83; airtel (tickler) 11/23/83, and teletype (copy) 12/17/79.

4-81521-

All work requested of the Special Projects Section in the above-captioned case was handled by Visual Information Specialist and

"ENCLOSURE ATTACHED" Enclosures 44-81521 AB:md. See EBF 581

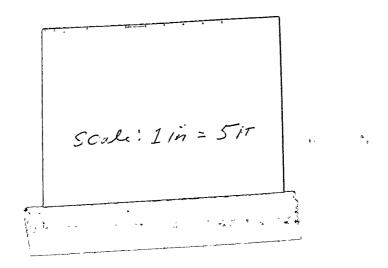
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mager i se ing my mar i gan gan - no sandanic **د** ۱ Ĵ¢, 44-812ST :0ម៉ **GEEENKIT**, : ਤੱਬ Enclosures to Memorandum dated 2/9/93. λų. 44 - ENCLOSURE



7-160 Rev. 7-6-77)

SAC, CHARLOTTE (44-3527)

Director, FBI (44-81521)

GREENKIL

# Re urteletype dated 12/17/79

There is (and) being forwarded to FBI - Greensboro Resident Agency Suite 113

185-12518-th

Friendship Center, Greensboro, N.C. 27409

propared by Special Projects

one

mounted

(number or quantity)

1/25/80

# by **Profit by Air #54205955**

(method of transmittal)

#### 4' x 8' trial exhibit

(article(s) or item(s))

Section, Laboratory Division, re captioned matter.

The following action should be taken by your office:

Check charts against submitted work papers or roughs.

Advise of exact trial date, soon as known.

- After action completed advise Bureau, attention Special Projects Section, re use and value of charts. Include comments, if any, by court officers.
- Note list of chart titles on attached sheet.
- Division Note Special Projects Section Comments on attached sheet.

COMMENTS: One 20" x 28" magnetic board with circles and cars attached, one tape measure to scale and one  $4 \frac{1}{2}$  inch extension to trial exhibit being sent in package with trial exhibit.

1 - Package .

DPB:slw (4)



# **GITY OF GREENSBORO**

NORTH CAROLINA

b6

March 31, 1980	• b70	7
	00411)80	) -
Federal Bureau	Webster, Director a of Investigation Department of Justice C.	
Attention:	F.B.I. Laboratory: Sound Engineering Section and Exhibits Section	
Reference:	G.P.D. Case Number 79-0145368 F.B.I. File Number <u>44-81521</u> F.E.I. Laboratory Number 91119065,S,QY,UF,MC,UQ,RF,RU F.B.I. Laboratory Number 00212051,S/D,QY,UR,MC,RF,UQ,PN F.B.I. Laboratory Number 00220065,S,QY,PF	//
Victims:	James Waller, William Sampson, Sandy Smith, and Others	
Suspects:	and Cthers	
Crime:	Crininal Homicide/Murder	

Dear Mr. Webster:

The enclosed material is being sent by registered mail as per the request of your Laboratory to aid them in their examination of previously submitted evidence.

The items that are enclosed are listed below.

Four 8 x 10 black and white photographs of portions
 of a crime scene drawing.

One list of vehicles and vehicle measurements.

One list of vehicles and vehicle measurements for b6 the Exhibit Section, attention b7C

 $\left(4\right)$ 

2.

One list of specific requests concerning gunshots from Channel 11, WTVD, videotape.

This evidence, which should be returned to us, has not been previously, nor will it be, examined by any other experts. The results of this analysis will be used solely for the purposes of criminal prosecution. If you have any questions concerning this submission, please contact b7C Mr. 919-373-5636, or Mr. 919-373-2405.

Sincerely,

Williar E. Swing Chief of Police

71. James W. Hilliard, Captain Commanding Officer

Staff Services Division

JWH/SWE/70.71

Enclosures

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RB HO	
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R 17,1725Z DEC 79	jb6 ib7c
FM CHARLOTTE (44-3527) (P)	1 () 44
TO DIRECTOR BOUTINE 44-81	
BT	Mart
UNCLAS	
GREENKIL	dr
RE BUREAU TELCALL'TO CHARLOTTE,	
USA H. M. MICHANX, MIDDLE DISTRI	CT OF NORTH CAPOLINA (MDMC),
BORD, NC, ADVISED THAT HE DESIR	ES FBI LABORATORY SPECIAL
PROJECTS SECTION TO CREATE A MODEL OF	
AND CARVER STREETS TO ASSIST HIM IN H	IS PRESENTATION OF (-T.Chart)
FVIDFNCE TO A FEDERAL GRAND JURY (FGJ	AND FOR ANY FUTURE POSSIBLE
TRIALS TO BE HAD IN U.S. DISTRICT COUP	
ARRANGEMENTS HAVE BEEN MADE WITH	THE FOUR T.V. CHANNELS WHO
HAD FILMED THE INCIDENT AT EVERETT AND	
AVAILABLE THE ORIGINAL VIDEO TAPES TAP	\$

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A Contraction

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AND IN EACH INSTANCE, THE FIRST AVAILABLE DATE FOR TRAVEL TO WASHINGTON FOP THE RECORDING FROM THE ORIGINAL TAPES IS JANUARY 7,

b6 b7C

PAGE TWO OF 44-3507 HNCLAS

1980.

THE FOLLOWING CONTRMENT HAS BEEN IDENTIFIED AS PEING USED BY THESE VARIOUS CHANNELS:

CHANNEL 11 - NEW DIRECTOR WAS USING A SONY TK7 & AND SONY 100 RECORDER WITH A SELE-CONTAINED POWER PACK BELT.

b6 b7C

CHANNEL 2 - NEWS DIRECTOR, ADVISED THAT HIS PERSONNEL, WAS USING AN ROA TY763 WITH A FIFLD RECORDER AVC-444, SELE-CONTAINED POWER PACK.

THE FOULPMENT BEING USED BY CHANNEL 3 AND CHANNEL 12 ARE NOT KNOWN, HOWEVER, IT IS BELIEVED THAT CHANNEL 12 WAS ALSO USING A TK75P RECORDER, BUT THIS HAS NOT BEEN CONFIRMED AS OF YET.

ARRANGEMENTS ARE BEING MADE TO FLY THE CAMEPAMEN WITH THEIR ORIGINAL VIDEO TAPES TO THE FBI LABORATORY ON THE MORNING OF JANUARY 7, 1979, SO THE ORIGINAL TAPES MAY BE USED FOR FIRST GENERATION COPIES AT FBI LABORATORY.

FEI LABORATORY ENGINEERING SECTION AND SPECIAL PROJECTS ARE REQUESTED TO ADVISE ANY ADDITIONAL INFORMATION THEY NEED PRIOR TO ARRIVAL OF THESE INDIVIDUALS WITH THEIR RECORDINGS AND VIDEO

#### PAGE THREE CE 44-3527 UNCLAS

TAPES AND IF ANY ADDITIONAL TRAVEL IS DEEMED NECESSARY FOR COPYING THE VIDEO TAPES, ADVISE CHARLOTTE DIVISION AS SOON AS POSSIBLE SO TRAVEL ARRANGEMENTS MAY BE MADE.

b6 b7c , ON JANUARY 7, 1980, AGENT OF THE FBI, CHARLOTTE DIVISION, WILL ACCOMPANY T.V. PERSONNEL FROM CHANNEL 11, CHANNEL 2, CHANNEL 12 AND CHANNEL 8 TO WASHINGTON, D.C., FBI LABORATORY FOR RECORDING OF VISUAL VIDEO TAPES.

ВT

· · · · · LAB. DW

sent. Profit-bay air +826-551-60 fo Capil thomas Greenbois, N.C. Police De 2740

July 28, 1982

Captain B. L. Thomas Greensboro Police Department Greensboro, North Carolina 27402

Sir:

Enclosed herewith per you request is one 42"x76" map of southeast Greensboro mounted with metallic backing on foam core board. This will allow the use of magnetic symbols on mounted map. Work has been handled by the Special Projects Section, FBI Laboratory Division, should there be any questions.

Sincerely,

Ъб b7C

Unit Chief Graphic Presentation Unit TRANSMIT VIA: \_\_\_\_\_ATDITIZ

DATE: 7/28/82

FROM: DIRECTOR, FEI (44-81521)

TO: SAC, CHARLOTTE

GREENKILL

## Re ur letter dated 7/16/82

There is fays being forwarded to Greensboro Police Department Greensboro, NC Attention: Captain B. L. Thomas

by <u>Profit by Air #826-551-60</u> the following <u>mouniced trial exhibit</u>

prepared by Special Projects Section, Laboratory Division, re captioned matter.

The following action should be taken by your office:

#### TRIAL EXHIBITS OR OTHER VISUAL AIDS

- □ Check the above items against submitted work papers or roughs.
- □ Advise FBIHQ, attention Special Projects Section, Laboratory Division, (within ninetydays), re the use and effectiveness of these items, including all pertinent comments.

#### ARTIST'S CONCEPTIONS OR RETOUCHED PHOTOGRAPHS

- □ Have witness(es) view item(s) for evaluation.
- □ If modification is necessary, submit additional information and any pertinent comments of witness(es) to FBIHQ, Special Projects Section, Laboratory Division.
- □ Advise (within ninety-days) re the use and effectiveness of the above items. Upon apprehension of subject(s), submit arrest photographs.

#### Package contains one map of southeast Greensboro 42" X 76" mounted on magnetic gatorboard suitable for trial use.

1 - Package

KWJ:pmg (5)

Enc.

Airtel TRANSMIT VIA: CLASSIFICATION:

DATE: <u>\$ 126 /83</u>

FROM: Director, FBI (44-81521)

**TO:** SAC, Charlotte (44A-3527)

> GREENKILL CIVIL RIGHTS

Re Department of Justice request dated 7/6/83 and 7/13/83.

There is (are) being forwarded to

The United States Attorney's Office Federal Courthouse Building Main Street Winston Salem, North Carolina

#### by Profit by Air #92528671

the following fifteen 30"x40" and three 40"x60" trial exhibits

prepared by Special Projects Section, Laboratory Division, re captioned matter.

The following action should be taken by your office:

#### TRIAL EXHIBITS OR OTHER VISUAL AIDS

- Check the above items against submitted work papers or roughs. Advise FBIHQ, attention Special Projects Continued Advise FBIHQ, attention Special Projects Section, Laboratory Division, (within ninetydays), re the use and effectiveness of these items, including all pertinent comments.

### **ARTIST'S CONCEPTIONS OR RETOUCHED PHOTOGRAPHS**

- □ Have witness(es) view item(s) for evaluation.
- □ If modification is necessary, submit additional information and any pertinent comments of witness(es) to FBIHQ, Special Projects Section, Laboratory Division.
- Advise (within ninety-days) re the use and effectiveness of the above items. Upon apprehension of subject(s), submit arrest photographs.

## 1 - Package

HJH:epc (5)

T

TRANSMIT VIA: <u>AIRTEL</u> CLASSIFICATION: \_\_\_\_\_

DATE: <u>12/16/83</u>

FROM: Director, FBI

TO: SAC, Charlotte (44A-3527)

GREENKIL CR (A)

## Re\_\_\_\_\_ Departmental request dated 11/17/83 and urairtel dated 11/23/83

There is (are) being forwarded to United States Attorney's Office Winston Salem, North Carolina

#### by WTC Air Freight BL #259-548-80

the following Fourteen 30" x 40" trial exhibits revised per your request for use in trial of captioned case

prepared by Special Projects Section, Laboratory Division, re captioned matter.

The following action should be taken by your office:

### TRIAL EXHIBITS OR OTHER VISUAL AIDS

- General Check the above items against submitted work papers or roughs.
- Advise FBIHQ, attention Special Projects Section, Laboratory Division, (within ninety-
- \*\* days), re the use and effectiveness of these items, including all pertinent comments.

## ARTIST'S CONCEPTIONS OR RETOUCHED PHOTOGRAPHS

- □ Have witness(es) view item(s) for evaluation.
- □ If modification is necessary, submit additional information and any pertinent comments of witness(es) to FBIHQ, Special Projects Section, Laboratory Division.
- Advise (within ninety-days) re the use and effectiveness of the above items. Upon apprehension of subject(s), submit arrest photographs.

#### Revisions on charts have been made in consultation with Departmental Attorney Greg Linson.

#### 1 - Package

HJH:vrg (5)

#### AIRTEL

11/23/83

TO: DIRECTOR, FBI ATTN: FBI LABORATORY SPECIAL PROJECTS DON BECKER

FROM: SAC, CHARLOTTE (44A-3527) (P)

GREENKIL CR (A) (00: CHARLOTTE)

Enclosed for Special Projects is a copy of photo of victim (deceased) MICHAEL NATHAN, to assist in the preparation of the wound chart showing the area of the surgical incision on NATHAN's head.

WD. 8400853

· Bureau (Enc. 1) - Charlotte TJB: jat (4)

DJ 144-54M-351 Subject Greenkil To Director Federal Bureau of Investigation Reference is made to our prev matter. In preparation for the tria the following arrangements to facili charts and photographic identificati as demonstrative exhibits in the Gov 1. Arrange for Special Proje of November 21, 1983, to modify or r more accurately depict the gunshot w to create a photographic identificat 2. Arrange for Engineering D November 21, 1983, to produce approx photographs from video tapes. 3. Arrange for Special Agent Washington, D.C. from November 21 th Department attorneys and assist in f exhibits.	
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November 21, 1983, to produce approx photographs from video tapes. 3. Arrange for Special Agent Washington, D.C. from November 21 th Department attorneys and assist in f	ounds received by victims a
Washington, D.C. from November 21 th Department attorneys and assist in f	
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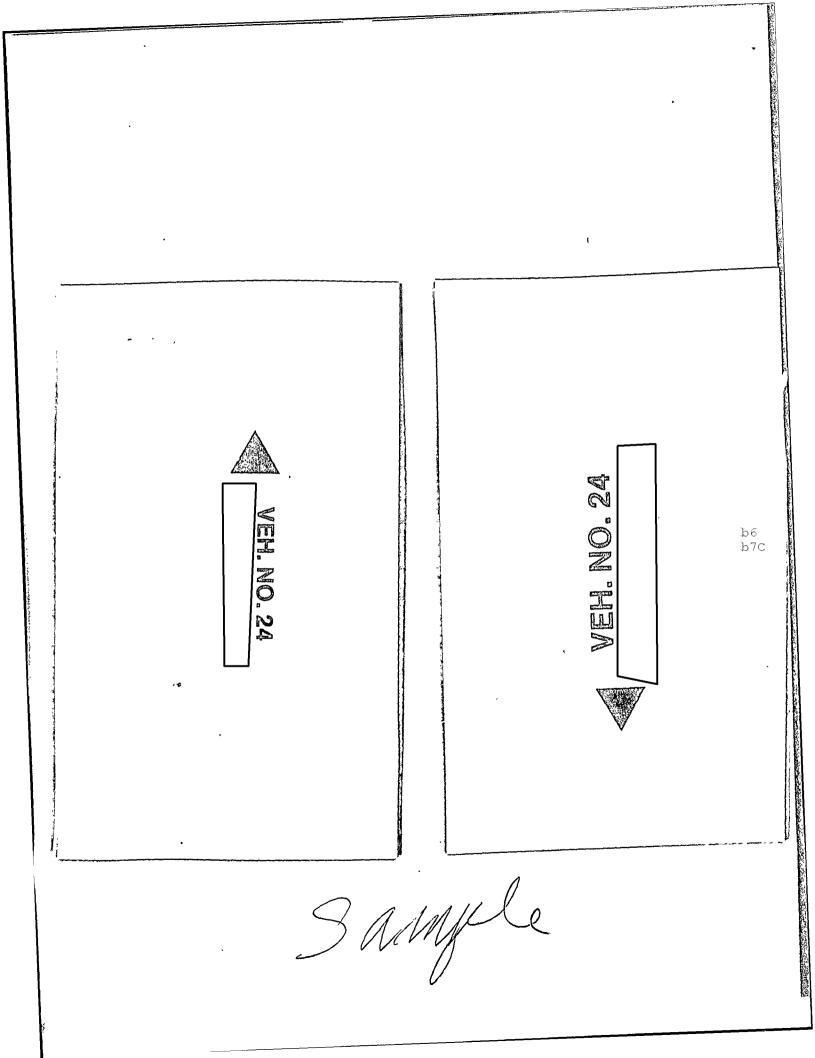
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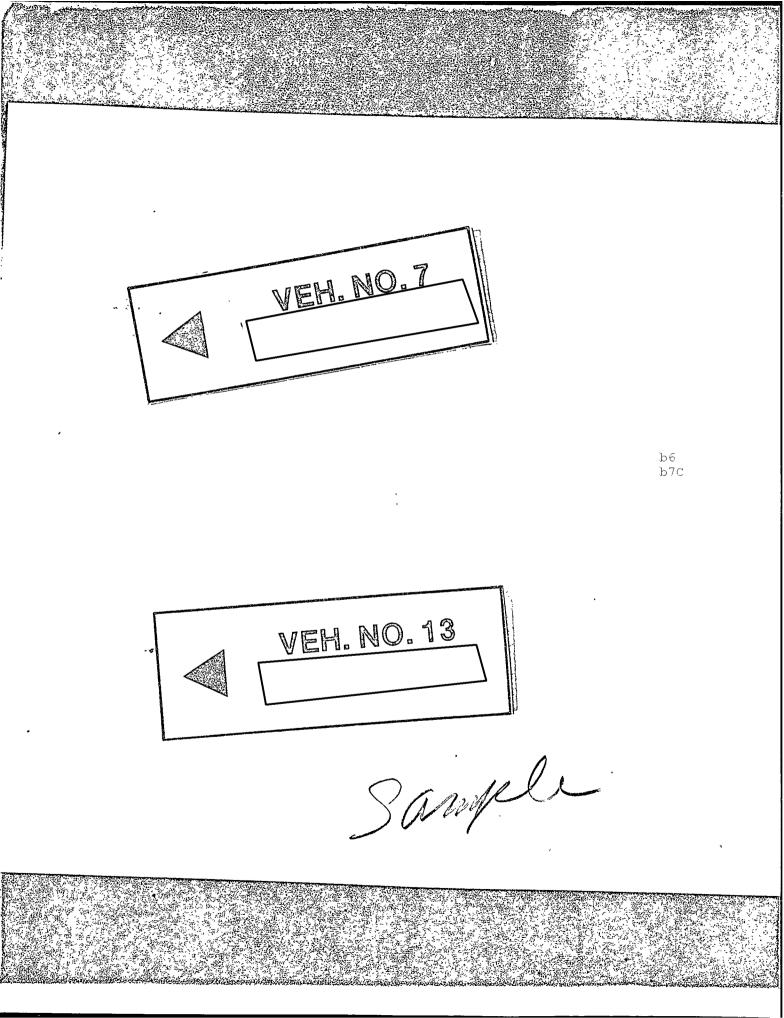
1/25/80 One estet copy of dinginal Crowing placed and dread Projector dection bandt 1/9/80 1032 AM EST, 200. personally placed ariginal drawing in my castory for mounting ' on 4' X E' board. The mounted Aranning was returned Enpresa 5 FBI Research agency, Proceeding, M.C. on 1/25/80.

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Capy of seels sent to Diemsiono 4/25





1-6-84 Completed and skipped one 30" X 40" trial chart Example of Arenshat Ccho analysis" to Mr. W.S. attainers office, Winston-Salem, N.C. VIA C.F. an Bill of lading numbe 147 501 933. Chart prepared for Chart this date prior to sk proofed and approved S.A. finalized Y-9-

DOC LAB NOTE

# DOCUMENT(S) CANNOT BE SCANNED

**DESCRIPTIONS:** 

PHOTO NEGATIVES